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PatentIN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): David Sumida, et al.) Re: Information Disclosure
) Statement
Serial No.: 09/894,347) Group: 2874
))
Filed: June 28, 2001) Examiner: Sung H. Pak
))
For: "GUIDED MODE LASER APPARATUS) Our Ref: B-4034 618348-2
WITH IMPROVED CLADDING STRUCTURE)
AND A METHOD OF FABRICATING)
THEREOF") Date: March 19, 2003

Hon. Commissioner of Patents and Trademarks
Washington, D.C. 20231

Sir:

In accordance with the Applicants' duty to disclose information which may be material to the examination of this application, the undersigned respectfully requests that the Examiner consider on the merits the documents listed on the enclosed Form PTO-1449 (modified) before issuing the next Office Action on the merits. We are enclosing herewith a copy of each document listed on the enclosed Form PTO-1449 (modified).

The documents listed on the enclosed Form PTO-1449 (modified) include those cited in the International Search Report for the corresponding PCT application no. PCT/US02/19444 (4 pages). A copy of the International Search Report is enclosed herewith.

The filing of this Information Disclosure Statement (IDS) shall not be construed as a representation that a search has been made (37 C.F.R. 1.97(g)), an admission that the information cited is, or is considered to be, material to patentability, or that no other material information exists.

Each item of information contained in the IDS filed on March 19, 2003 was first cited in an International Search Report for a related PCT application (which was mailed on February 27, 2003) not more than three months prior to the filing of the IDS.

#S
P. Scott
3/25/03
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Therefore, no fees should be due. The Examiner is requested to consider the IDS filed on March 19, 2003 on the merits.

The filing of this Information Disclosure Statement shall not be construed as an admission against interest in any manner. (Notice of January 9, 1992, 1135 O.G. 13-25, at 25.)

The person making this statement is the practitioner who signs below on the basis of information supplied by an individual associated with the filing and prosecution of this application (37 C.F.R. § 1.56(c)) and on the basis of information in the practitioner's file.

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first-class mail in an envelope addressed to the "Hon. Commissioner of Patents and Trademarks, Washington, D.C. 20231", on March 19, 2003 by Michael Rasmussen.

Michael Rasmussen

Respectfully submitted,


Richard P. Berg
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Reg. No. 28,145

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Enclosures: Form PTO-1449 (modified) (1 page)
Copy of documents listed on Form PTO-1449 (modified)
Copy of Search Report for PCT/US02/19444 (4 pages)